

61-19-06

RCE
27123

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U.S. PATENT & TRADEMARK OFFICE
JAN 17 2006
AIA
CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Subsection (b) of 35 U.S.C. §132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

Application No.	09/865,759
Filing Date	May 25, 2001
First Named Inventor	Phyllis SHAPIRO
Group Art Unit	1631
Examiner Name	Carolyn L. Smith
Atty Docket No.	0708-4057

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

NOTE: 37 C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission under 37 C.F.R. §1.114**

a. Previously submitted

- i. Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on _____. (Any unentered amendment(s) referred to above will be entered).
- ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.
- iii. Other: _____

b. Enclosed

- i. Amendment/Reply | 01/20/2006 RKEBRAHT 00000098 134500 09865759
- ii. Affidavit(s)/Declaration(s) | 01 FC:1801 790.00 DA
- iii. Information Disclosure Statement (IDS)
- iv. Other: _____

2. **Miscellaneous**

a. Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)

b. Other: _____

3. **Fees** The RCE fee under C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed

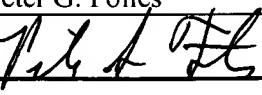
a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 13-4500, Order No. 0708-4057

- i. RCE fee required under 37 C.F.R. §1.17(e)
- ii. Extension of time fee (37 C.F.R. §§1.136 and 1.17)
- iii. Other: _____

b. Check in the amount of \$ _____ enclosed.

c. The Director is hereby authorized to charge any additional fees, or credit any overpayments, to Deposit Account No. 13-4500, Order No. 0708-4057

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Peter G. Foiles		Reg. No. (Atty/Agent)	46,477
Signature			Date	January 17, 2006